

City of Killeen
Regular City Council Meeting
Killeen City Hall
March 8, 2016 at 5:00 p.m.

Presiding: Mayor Scott Cospier

Attending: Mayor Pro-Tem Jose Segarra, Councilmembers Jim Kilpatrick, Juan Rivera, Shirley Fleming, Brockley Moore (5:03), Jonathan Okray, and Elizabeth Blackstone

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms McDaniel.

Rev Sampson gave the invocation, and Councilmember Blackstone led everyone in the pledge of allegiance.

Approval of Agenda

Motion was made by Mayor Pro-Tem Segarra to approve the agenda as written. Motion seconded by Councilmember Blackstone. The motion carried 6 to 0.

Minutes

Motion was made by Councilmember Kilpatrick to approve the minutes of the February 23rd Regular City Council Meeting. Motion was seconded by Councilmember Okray. Motion carried 6 to 0.

Resolutions

RS-16-024 Consider a memorandum/resolution for a city/owner agreement-in-principal to construct Mohawk Drive as a minor arterial street through The Landing at Clear Creek Phase IV Subdivision.

Staff comments: Scott Osburn

The attached City/Owner Agreement reflects the cost to widen 277 linear feet of Mohawk Drive to 66-foot width with associated storm drainage improvements and pavement markings (\$56,343.92). The proposed project costs are reasonable and reflect current industry construction costs. Staff recommends that the City Council agree in principal to construct Mohawk Drive as a minor arterial street through The Landing at Clear Creek Phase IV, and to authorize the City Manager to execute a City/Owner Agreement for these Public Improvements and that the City Manager is expressly authorized to execute any and all change orders within the amounts set by state and local law.

Motion was made by Councilmember Kilpatrick to approve RS-16-024. Motion was seconded by Councilmember Blackstone. Motion carried 6 to 1 with Councilmember Okray in opposition.

RS-16-022 Consider a memorandum/resolution approving an interlocal agreement with the Texas General Land Office for an electricity contract.

Staff comments: Stu McLennan

Based on the City's credit rating and size, 5 now recommends the City leverage historically-low energy prices and extend the contract as far as allowed by Texas GLO and providers. Available options are 48- and 36-months. The price per kWh for a 48-month extension is \$0.04776 per kWh. The price per kWh for a 36-month extension is \$0.04642. Staff recommends that the City Council authorize the City Manager to execute a 36-month

interlocal agreement with the Texas General Land Office and Cavallo that extends electric service for the City of Killeen from July 1, 2020, to June 30, 2023.

Motion was made by Mayor Pro-Tem Segarra to approve RS-16-022. Motion was seconded by Councilmember Fleming. Motion carried unanimously.

RS-16-023 Consider a memorandum/resolution ratifying payments made by Building Services for emergency structural repairs at City Hall.

Staff comments: Stu McLennan

A large section of the concrete lintel fell from above a third floor window located on the east side of City Hall. Building Services and Human Resources (Risk Manager) investigated the damage, determined it was an immediate safety hazard, and recommended that emergency repairs be initiated in accordance with the process provided by the City of Killeen Purchasing Policy.

Staff recommends that the City Council ratify the payments made by Building Services to Land Masonry for emergency structural repairs at City Hall.

Motion was made by Mayor Pro-Tem Segarra to approve RS-16-023. Motion was seconded by Councilmember Rivera. Motion carried 4 to 3 with Councilmember Moore, Councilmember Fleming, and Councilmember Okray in opposition.

Councilmember Okray submitted a memorandum for record.

Ordinances

OR-16-003 Consider an ordinance granting an application for renewal of taxicab franchise to Cove Taxi. (3rd of 3 readings)

The City Secretary read the caption of the ordinance.

AN ORDINANCE GRANTING A FRANCHISE TO COVE TAXI TO OPERATE A TAXICAB SERVICE IN THE CITY OF KILLEEN, TEXAS, AND SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE FRANCHISE; PROVIDING FOR THE REGULATION OF THE TAXICAB SERVICE; PROVIDING AN INDEMNITY CLAUSE; ESTABLISHING THE FRANCHISE TERM AND EFFECTIVE DATE; PROVIDING A TERMINATION PROVISION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN ADOPTION CLAUSE; PROVIDING A REPEALER CLAUSE AND PROVIDING A CODE AMENDMENT CLAUSE.

Staff comments: Kathy Davis

The City Charter requires three readings of the ordinance with a final vote taking place after the third reading. After passage, there is a sixty-day waiting period before the franchise takes effect.

The franchise ordinance provides for the following:

- A franchise term of five years.
- An initial application fee of \$300.00 and renewal franchise fee of \$100.00.
- Rate of fares as set forth in Section 29, Div 4 of the Code of Ordinances.
- Right of City to inspect taxicabs for safety.
- Maintenance of an active fleet of at least five vehicles.
- A franchise permit fee of \$50.00 per year per cab.
- Color scheme of red cab with white lettering.

Staff recommends adoption of the Ordinance on its third and final reading.

Motion was made by Councilmember Blackstone to approve OR-16-003. Motion was seconded by Councilmember Okray. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Mayor Pro-Tem Segarra, seconded by Councilmember Fleming, and unanimously approved, the meeting was adjourned at 5:28 p.m.

Scott Cospers, Mayor

Dianna Barker, City Secretary